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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/774,399

02/10/2004

Benjamin Arnette Lagrange

839-1433

9855

30024

7590

03/31/2011

NIXON & VANDERHYE P.C.  
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ARLINGTON, VA 22203

EXAMINER

VERDIER, CHRISTOPHER M

ART UNIT

PAPER NUMBER

3745

MAIL DATE

DELIVERY MODE

03/31/2011

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* BENJAMIN ARNETTE LAGRANGE and  
TIMOTHY BRIAN LLOYD

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Appeal 2011-006866  
Application 10/774,399  
Technology Center 3700

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Before Steven J. Bartlett, *Support Division 2 Manager*.

ORDER REMANDING APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on March 28, 2011. A Docketing Notice was mailed on March 31, 2011. Upon review of the application, it has been determined that a remand to the Examiner is necessary to consider the following issues and to take necessary corrective action.

AMENDMENT AFTER FINAL NOT CONSIDERED

An After Final Amendment was filed in this application on February 28, 2011. There is no indication in the record that the After Final Amendment was considered by the Examiner. The Examiner needs to determine if the After Final Amendment will or will not be entered, and notify appellant of said entry or non-entry.

Accordingly, it is ordered that the application is remanded to the Examiner:

- 1) to consider the Amendment After Final filed February 28, 2011;
- 2) to notify appellant of the entry or non-entry of the Amendment After Final filed February 28, 2011;
- 3) for further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

kmm